CLASSIFICATION OFFICE DECISION

Title of publication:	98g8toxop8o48kg416804526_10209603677622582_1869554565_o.jpg
Other known title(s):	Not stated
OFLC ref:	1700598.001
Medium:	Computer Image File
Publisher:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	Commissioner of Police
Classification:	Objectionable.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	08 December 2017
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	08 December 2017

Summary of reasons for decision:

The computer image file is deemed to be objectionable under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993 because it promotes and supports the exploitation of children for sexual purposes. It is a sexualised image of a prepubescent girl. There is no alternative reading of the image other than it is intended for the sexual arousal of persons with a sexual interest in children, and it supports the notion that children are legitimate subjects for adult sexual arousal. The classification of this publication interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention. The classification is also a reasonable limitation on the freedom of expression, reflecting the concern of New Zealand society to limit the availability of publications that promote and support the exploitation of children for sexual purposes.